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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

CALIFORNIA DRYWALL/LATHING)	No. CV 09-03531 JSW
INDUSTRY LABOR-MANAGEMENT)	
COOPERATION COMMITTEE, INC., and THE)	
BOARD OF TRUSTEES, in their capacities as)	
Trustees of the CARPENTERS HEALTH AND)	
WELFARE TRUST FUND FOR CALIFORNIA;)	
CARPENTERS VACATION-HOLIDAY TRUST)	EX PARTE APPLICATION FOR
FUND FOR NORTHERN CALIFORNIA;)	CONTINUANCE OF CASE
CARPENTERS PENSION TRUST FUND FOR)	MANAGEMENT CONFERENCE;
NORTHERN CALIFORNIA; CARPENTERS)	(PROPOSED) ORDER
ANNUITY TRUST FUND FOR NORTHERN)	
CALIFORNIA; and CARPENTERS TRAINING)	
TRUST FUND FOR NORTHERN CALIFORNIA,)	
)	
Plaintiffs,)	
)	
v.)	
)	
MLR DRYWALL SERVICES, INC. California)	
Corporation,)	
)	
Defendant.)	

**TO: THE CLERK OF THE COURT AND DEFENDANT MLR DRYWALL
 SERVICES, INC. California Corporation:**

Pursuant to Civil Local Rule 7-10, Plaintiffs hereby request that the initial Case Management Conference scheduled for November 13, 2009 be continued for ninety days to allow Plaintiffs to file a Motion for Default Judgment.

Plaintiffs served its Complaint in this matter on August 24, 2009. When a responsive

pleading was not filed, Plaintiffs filed a Request for Entry of Default on October 9, 2009. Given these facts, Plaintiffs believe that the Case Management Conference should be continued for ninety days in order to allow Plaintiffs to file a Motion for Default Judgment.

The above stated facts are set forth in the accompanying Declaration of Concepción E. Lozano-Batista in Support of Ex Parte Application to Continue Case Management Conference, filed herewith.

Dated: October 15, 2009

WEINBERG, ROGER & ROSENFELD
A Professional Corporation

By: /s/ Concepción E. Lozano-Batista
CONCEPCIÓN E. LOZANO-BATISTA
Attorneys for Plaintiffs

ORDER CONTINUING CASE MANAGEMENT CONFERENCE

Based upon the foregoing Ex Parte Application for Continuance of Case Management Order and Declaration of Concepción E. Lozano-Batista in Support of Ex Parte Application to Continue Case Management Conference, the Court orders a continuance of the Case Management Conference ~~for 90 days, or as soon thereafter as a court date is available. In addition, the Court~~ orders: February 12, 2010 at 1:30 p.m. If a motion for default judgment is filed before that date, the case management conference shall be vacated.

Dated: October 15, 2009


HONORABLE JEFFREY S. WHITE
United States District Court Judge

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